

12/06/01
JC781 U.S. PTO

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12 -10 -01 JC781 U.S. PTO 12/06/01 A

PTO/SB/05 (11-00)

Approved for use through 10/31/2002. OMB 0651-0032

Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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UTILITY PATENT APPLICATION TRANSMITTAL
(Only for new nonprovisional applications under 37 CFR 1.53(b))

10/010525
JC781 U.S. PTO
12/06/01

Attorney Docket No. 042390.P4222D3

(maximum 12 characters)

First Named Inventor Robert S. Chau, et al.

Title: Device Structure and Method for Reducing Silicide Encroachment

Express Mail Label No. EL 370 832 573 US

ADDRESS TO: Box Patent Application
US Patent & Trademark Office
P. O. Box 2327
Arlington, VA 22202

APPLICATION ELEMENTS

See MPEP chapter 600 concerning utility patent application contents.

1. **Fee Transmittal Form** (e.g., PTO/SB/17)
(Submit an original, and a duplicate for fee processing)
2. **Applicant Claims Small Entity Status. (37 CFR 1.27)**
3. **Specification (Total Pages 27)**
(preferred arrangement set forth below)
 - Descriptive Title of the Invention
 - Cross Reference to Related Applications
 - Statement Regarding Fed sponsored R & D
 - Reference sequence listing, a table,
or a computer program listing appendix
 - Background of the Invention
 - Brief Summary of the Invention
 - Brief Description of the Drawings (if filed)
 - Detailed Description
 - Claim(s)
 - Abstract of the Disclosure
4. **Drawings(s) (35 USC 113) (Total Sheets 12)**
5. **Oath or Declaration (Total Pages 6)**
 - a. Newly Executed (Original or Copy)
 - b. Copy from a Prior Application (37 CFR 1.63(d))
(for Continuation/Divisional with Box 18 completed)
 - i. **DELETIONS OF INVENTOR(S)** Signed statement attached deleting
inventor(s) named in the prior application, see 37 CFR 1.63(d)(2)
and 1.33(b).
 - c. Unsigned.
6. **Application Data Sheet. (37 CFR 1.76)**
7. CD-ROM or CD-R in duplicate, large table or Computer Program (Appendix)
8. Nucleotide and/or Amino Acid Sequence Submission
(if applicable, all necessary)
 - a. Computer Readable Form (CRF)
 - b. Specification Sequence Listing on
 - i. CD-ROM or CD-R (2 copies), or
 - ii. paper
 - c. Statement verifying identity of above copies

ACCOMPANYING APPLICATION PARTS

9. **Assignment Papers (cover sheet & documents(s))**
10. a. Separate 37 CFR 3.73(b) Statement (where there is an assignee)
 b. Power of Attorney
11. English Translation Document (if applicable)
12. a. Information Disclosure Statement (IDS)/PTO-1449
 b. Copies of IDS Citations
13. **Preliminary Amendment**
14. **Return Receipt Postcard (MPEP 503) (Should be specifically itemized)**
15. Certified Copy of Priority Document(s) (if foreign priority is claimed)
16. **Request and Certification under 35 U.S.C. 122(b)(2)(B)(i). Applicant must attach form PTO/SB/35 or its equivalent.**
17. Other: Express Mail Certificate of Mailing

18A. If a CONTINUING APPLICATION, check appropriate box and supply the requisite information:

Continuation Divisional Continuation-in-part (CIP)
Of Prior Application No.: 09/654,315 Examiner Thien Tran Group Art Unit 2811
(which is a continuation/ divisional/ CIP of prior application no. 09/115,405,
which is a continuation/ divisional/ CIP of prior application no. 08/884,912) (List entire chain of priority)

Applicant(s): Also include a Preliminary Amendment to amend the specification to claim priority.
For CONTINUATION AND DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

18B. Statement under 37 CFR 3.73(b) for continuing application:

The undersigned states that _____ (name of assignee) is the assignee of the entire right, title, and interest in the accompanying patent application by virtue of an assignment recorded in the Patent and Trademark Office at Reel. No. _____ Frame No. _____ (or a copy of which is attached).

19. Correspondence Address

Customer Number or Bar Code Label _____
or _____ (Insert Customer No. or Attach Bar Code Label here)

Correspondence Address Below

NAME Michael A. Bernadicou
BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP

ADDRESS 12400 Wilshire Boulevard
Seventh Floor

CITY Los Angeles STATE California ZIP CODE 90025-1030

Country U.S.A. TELEPHONE (408) 720-8300 FAX (408) 720-8383

Name (PRINT/TYPE): Michael A. Bernadicou Registration No.: 35,934
Signature: Michael A. Bernadicou Date: December 6, 2001

FEE TRANSMITTAL FOR FY 2002**TOTAL AMOUNT OF PAYMENT (\$)** **\$740.00****Complete if Known:**

Application No. Not yet assigned
 Filing Date Herewith
 First Named Inventor Robert S. Chau, et al.
 Group Art Unit Not yet assigned
 Examiner Name Not yet assigned
 Attorney Docket No. 042390.P4222D3

METHOD OF PAYMENT (check one)

1. The Commissioner is hereby authorized to charge indicated fees and credit any over payments to:

Deposit Account Number 02-2666
 Deposit Account Name _____

- Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17

2. Payment Enclosed:

Check
 Money Order
 Other

FEE CALCULATION**1. BASIC FILING FEE**

<u>Large Entity</u>	<u>Small Entity</u>	<u>Fee Description</u>	<u>Fee Paid</u>
Fee	Fee	Fee	Fee
Code	(\$)	Code	(\$)
101	740	201	370
106	330	206	165
107	510	207	255
108	740	208	370
114	160	214	80
		Utility application filing fee	<u>740.00</u>
		Design application filing fee	_____
		Plant filing fee	_____
		Reissue filing fee	_____
		Provisional application filing fee	_____

SUBTOTAL (1) \$ 740.00**2. EXTRA CLAIM FEES**

	<u>Extra Claims</u>	<u>Fee from below</u>	<u>Fee Paid</u>
Total Claims <u>6</u>	$- 20^{**} = 0$	X _____	= .00
Independent Claims <u>2</u>	$- 3^{**} = 0$	X _____	= .00
Multiple Dependent		_____	= _____

**Or number previously paid, if greater; For Reissues, see below.

Large Entity Small Entity

<u>Large Entity</u>	<u>Small Entity</u>	<u>Fee Description</u>
Fee	Fee	Fee
Code	(\$)	Code
103	18	203
102	84	202
104	280	204
109	84	209
110	18	210
		Claims in excess of 20
		Independent claims in excess of 3
		Multiple dependent claim, if not paid
		**Reissue independent claims over original patent
		**Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) \$.00

FEE CALCULATION (continued)

3. ADDITIONAL FEES

<u>Large Entity</u>	<u>Small Entity</u>	<u>Fee Description</u>	<u>Fee Paid</u>
Fee Code	Fee (\$)	Fee Code (\$)	
105	130	205	Surcharge - late filing fee or oath
127	50	227	Surcharge - late provisional filing fee or cover sheet
139	130	139	Non-English specification
147	2,520	147	For filing a request for ex parte reexamination
099	8,800	099	Request for inter partes reexamination
112	920*	112	Requesting publication of SIR prior to Examiner action
113	1,840*	113	Requesting publication of SIR after Examiner action
115	110	215	Extension for response within first month
116	400	216	Extension for response within second month
117	920	217	Extension for response within third month
118	1,440	218	Extension for response within fourth month
128	1,960	228	Extension for response within fifth month
119	320	219	Notice of Appeal
120	320	220	Filing a brief in support of an appeal
121	280	221	Request for oral hearing
138	1,510	138	Petition to institute a public use proceeding
140	110	240	Petition to revive unavoidably abandoned application or unavoidably delayed payment of issue fee
141	1,280	241	Petition to revive unintentionally abandoned application or unintentionally delayed payment of issue fee
142	1,280	242	Utility issue fee (or reissue)
143	460	243	Design issue fee
144	620	244	Plant issue fee
122	130	122	Petitions to the Commissioner
123	50	123	Petitions related to provisional applications
126	180	126	Submission of Information Disclosure Stmt
581	40	581	Recording each patent assignment per property (times number of properties)
146	740	246	For filing a submission after final rejection (see 37 CFR 1.129(a))
149	740	249	For each additional invention to be examined (see 37 CFR 1.129(b))
179	740	279	Request for Continued Examination (RCE)
169	900	169	Request for expedited examination of a design application

Other fee (specify) _____

Other fee (specify) _____

SUBTOTAL (3) \$.00

*Reduced by Basic Filing Fee Paid

SUBMITTED BY:

Typed or Printed Name: Michael A. Bernadicou

Signature: M. A. Bernadicou Date: December 6, 2001

Reg. Number: 35,934 Telephone Number: (408) 720-8300

Serial/Patent No.: Not yet assigned Filing/Issue Date: Herewith
Client: Intel Corporation
Title: Device Structure and Method for Reducing Silicide Encroachment.

BSTZ File No.: 42390.P4222D3 Atty/Secty Initials: MAB/MDG/den
Date Mailed: December 6, 2001 Docket Due Date: ***

The following has been received in the U.S. Patent & Trademark Office on the date stamped hereon:

- | | | |
|---|--|--|
| <input type="checkbox"/> Amendment/Response (____ pgs) | <input checked="" type="checkbox"/> Express Mail No. <u>EL370832573US</u> | <input checked="" type="checkbox"/> Check No. <u>46739</u> |
| <input type="checkbox"/> Appeal Brief (____ pgs) (in triplicate) | <input type="checkbox"/> Month(s) Extension of Time | Amt. <u>\$740.00</u> |
| <input type="checkbox"/> Application - Utility (____ pgs., with cover and abstract) | <input checked="" type="checkbox"/> Information Disclosure Statement & PTO-149 (4 pgs) | <input type="checkbox"/> Check No _____ |
| <input type="checkbox"/> Application - Rule 153(b) Continuation (____ pgs.) | <input type="checkbox"/> Issue Fee Transmittal | Amt. _____ |
| <input checked="" type="checkbox"/> Application - Rule 153(b) Divisional (27 pgs.) | <input type="checkbox"/> Notice of Appeal | |
| <input type="checkbox"/> Application - Rule 153(b) CIP (____ pgs.) | <input type="checkbox"/> Petition for Extension of Time | |
| <input type="checkbox"/> Application - Rule 153(d) CPA Transmittal (____ pgs.) | <input type="checkbox"/> Petition for _____ | |
| <input type="checkbox"/> Application - Design (____ pgs.) | <input checked="" type="checkbox"/> Postcard | |
| <input type="checkbox"/> Application - PCT (____ pgs.) | <input type="checkbox"/> Power of Attorney (____ pgs.) | |
| <input type="checkbox"/> Application - Provisional (____ pgs.) | <input checked="" type="checkbox"/> Preliminary Amendment (3 pgs) | |
| <input type="checkbox"/> Assignment and Cover Sheet | <input type="checkbox"/> Reply Brief (____ pgs.) | |
| <input checked="" type="checkbox"/> Certificate of Mailing-Express P/C | <input type="checkbox"/> Response to Notice of Missing Parts | |
| <input checked="" type="checkbox"/> Declaration & POA (6 pgs) | <input type="checkbox"/> Small Entity Declaration for Indep Inventor/Small Business | |
| <input type="checkbox"/> Disclosure Docs & Org & Copy of Invention Signed Letter (____ pgs) | <input checked="" type="checkbox"/> Transmittal Letter, in duplicate | |
| <input checked="" type="checkbox"/> Drawings 12# of sheets includes 17 figures | <input checked="" type="checkbox"/> Fee Transmittal, in duplicate | |
| <input type="checkbox"/> Other. <u>Copy of parent application</u> | | |

EXPRESS MAIL CERTIFICATE OF MAILING

"Express Mail" mailing label number: EL 370 832 573 US

Date of Deposit: December 6, 2001

I hereby certify that I am causing this paper or fee, and the documents indicated on the postcard above, to be deposited with the United States Postal Service "Express Mail Post Office to Addressee" service on the date indicated above and that this paper or fee has been addressed to: Box Patent Application, US Patent and Trademark Office, P.O. Box 2327 Arlington, VA 22202

Dianne Neathery
(Typed or printed name of person mailing paper or fee)

Dianne Neathery 12-6-01
(Signature of person mailing paper or fee, and date of signature)